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9 Attorneys for United States of America

10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA

12 OAKLAND DIVISION

13 UNITED STATES OF AMERICA,) NO. 21-cr-429 YGR
14 Plaintiff,)
15 v.) STIPULATION AND [PROPOSED] ORDER
RAY GARCIA,) CONTINUING STATUS CONFERENCE AND
16) EXCLUDING TIME UNDER THE SPEEDY TRIAL
17 Defendant.) ACT
18 _____)

19 A status conference in the above-captioned case is scheduled for March 16, 2022. Counsel for
20 the United States and counsel for the defendant jointly stipulate and request that that status conference
21 be continued to May 4, 2022, and that time be excluded under the Speedy Trial Act from March 16,
22 2022 to May 4, 2022.

23 The government has produced voluminous discovery in this case, including additional forensic
24 reports that were produced recently. Due to personal circumstances and the amount of discovery
25 produced thus far in this case, defense counsel has asked that a status conference be set for May 4, 2022
26 so that he can continue to review the discovery and discuss the case with the defendant. At that time, if
27 the case has not been resolved, the government intends to ask that a trial date be set.

28 STIPULATION TO EXCLUDE TIME
AND [PROPOSED] ORDER

21-cr-429 YGR

The government and counsel for the defendant have agreed that time be excluded under and the Speedy Trial Act so that defense counsel can continue to prepare. The government has produced voluminous discovery to defense counsel. For these reasons, the parties stipulate and agree that excluding time until May 4, 2022, will allow for the effective preparation of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). The parties further stipulate and agree that the ends of justice served by excluding time from March 16, 2022 to May 4, 2022, from computation under the Speedy Trial Act outweighs the best interests of the public and the defendant in a speedy trial. 18 U.S.C. §§ 3161(h)(7)(A), (B)(iv).

The undersigned Assistant United States Attorney certifies that she has obtained approval from counsel for the defendant to file this stipulation, request, and proposed order.

IT IS SO STIPULATED.

DATED: March 15, 2022

/s/ Molly K. Priedeman
MOLLY K. PRIEDEMAN
Assistant United States Attorney

DATED: March 15, 2022

/s/ James Reilly
JAMES REILLY
Attorney for the Defendant

**STIPULATION TO EXCLUDE TIME
AND [PROPOSED] ORDER**

1 **PROPOSED ORDER**

2 Based upon the representations of counsel and for good cause shown, the Court finds that failing
3 to exclude the time from March 16, 2022 to May 4, 2022, would unreasonably deny defense counsel and
4 the defendant the reasonable time necessary for effective preparation and continuity of counsel, taking
5 into account the exercise of due diligence. 18 U.S.C. §3161(h)(7)(B)(iv). The Court further finds that
6 the ends of justice served by excluding the time from March 16, 2022 to May 4, 2022, from computation
7 under the Speedy Trial Act outweighs the best interests of the public and the defendant in a speedy trial.
8 Therefore, and with the consent of the parties, IT IS HEREBY ORDERED that the time from March 16,
9 2022 to May 4, 2022, shall be excluded from computation under the Speedy Trial Act and the status
10 conference is continued to May 4, 2022.

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12 IT IS SO ORDERED.

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14 DATED:_____

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THE HONORABLE YVONNE GONZALEZ ROGERS
16 United States District Judge
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STIPULATION TO EXCLUDE TIME
AND [PROPOSED] ORDER

21-cr-429 YGR